Liberalisation of Law governing inter-corporate loans and Investments

1452. MISS SAROJ KHAPARDE : Will the PRIME MINISTER be pleased to state :

(a) whether it is a fact that the Department of Company Affairs have recently rejected the demand for liberalising the existing law governing the intercorporate loans and investments as demanded by the Bombay Club ; and

(b) if so, the details thereof ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) and (b) As per Notification GSR No. 621(E) dated 24-9-93, the Government has liberalised the ceiling of intercorporate loans and investments made under the same management from 20% to 30% of the subscribed capital and free reserves of the lending/investing company. Further, in case of investment, the ceiling of 25% of the subscribed equity capital of the investee company, has been raised to 30%.

Pending cases and vancancies of judges in Supreme Court

1453. SHRI V. GOPALSAMY : Will the PRIME MINISTER be pleased to state :

(a) the total number of cases pending n the Supreme Court as on date ; how many of them are three, five and ten years old cases ; category-wise ;

(b) the number of cases disposed of categorywise during the last three years ;

(c) what is the number of vacancies in the apex court, date of each vacancy and date on which it was filled in during the last three years till date ; and

(d) whether Government would consider the observations made in the recent Judge's case while filling in these vacancies ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) and (b) The information is being collected from the Registry of the Supreme Court and will be laid on the Table of the House.

(c) Number of vacancies in the apex Court as on

1-1-1991	2
1-1-1992	2
1-1-1993	3

Dates and number of appointments notified during :

1991	1992	1993
18-3-91 (1)	10-6-92 (1)	9-12-93 (3)
4-10-91 (3)	29-6-92 (2)	
13-11-91 (1)		
27-11-91 (1)		

(d) Yes, Sir.

Transfer of Judges

1454. SHRI V. GOPALSAMY : Will the PRIME MINISTER be pleased to state :

(a) the number of judges who were transferred from one High Court to another during the last three years ;

(b) the details of each such transfer ;

(c) whether it is a fact that the Delhi High Court Bar Association has demanded the transfer of one judge out of Delhi High Court ; and

(d) if so, why no action has been initiated so far ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) and (b) The requisite information is given in the enclosed Statement (*See* below).

(c) Yes Sir.

(d) Transfers are made in terms of Article 222 of the Constitution of India on the advice of the Chief Justice of India.

Statement

Particulars of Puine Judges Transferred from one High Court to another during the year 1991, 1992 *and* 1993

Sl. No.	Name of the Judge	Transferred	
		From	To
	S/Shri Justice		
	1991		
1	D.J.J. Raju	Kerala	Andhra Pardesh
2	M.P. Kenia	Bombay	Allahabad
3	G.D. Cuttal	Bombay	Kerala
4	K.M. Pandey	Allahabad	Madhya Pradesh
5	K. Sukumaran	Kerala	Bombay
6	B.M. Lal	Madhya Pradesh	Allahabad
7	B.P. Singh	Karnataka	Patna
8	B.P. Saraf	Gauhati	Bombay
	1992		
	—Nil.		
	1993		
1	S. Sagir Ahmad	Allahabad	Jammu & Kashmir
2	R.P. Sethi	Jammu & Kashmir	Punjab & Haryana
3	G.T. Nanavati	Gujarat	Orissa

Pending cases in different High Courts

1455. SHRI V. GOPALSAMY : Will the PRIME MINISTER be pleased to state :

(a) what is the number of cases pending before each High Courts as on date, categorywise ; out of them how many are three, five and ten years old ;

(b) how many vacancies occurred during the last three years, date of each vacancy and the date on which each vacancy was filled in ;

(c) the number of vacancies of Chief Justices in the country as on date and the details of each vacancy and when each will be filled in ;

(d) whether Government would consider the observations made in recent Judge's case while filling the vacancies in High Courts and

(e) the steps taken to reduce the pendency of cases in each High Court and improve their functioning ?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ) : (a) and (b) The available information is given in Annexures enclosed [Appendix 170 Annexure No. 29 and 30].

(c) As on 01-03-1994, there were 2 vacancies of Chief Justices in the following High Courts from the dates indicated against each :

1. Allahabad High Court 09-01-1993
2. Guwahati High Court 02-02-1994

The process of consultation among the Constitutional authorities for filling up these vacancies is on. It is not possible to indicate the time when these would be filled in.

(d) The observations made by the 9 Judges Bench of the Supreme Court in their Judgement dated 06-10-93 in Writ petition (Civil) No. 1303 of 1987-Supreme Court advocate-on-Record Association and Anr. Vs. Union